G.R.S. 57.]

Later Reference
Legis 29-31 Note
Legis 29. 31. notes

Legis File No. 26-14

Serial Nos. 1-3

1914.

GENERAL AND REVENUE SECRETARIAT.

(Judicial and Legislative
Legislation)

Part A: Manuscript
for October 1914

The Mysore Foreigners (Emergency) Regulation, XLV 1914

Serial Nos. 1-3

GPB—5,000—20-3-06.

(1914)

File No. 24 of 1914.

GOVERNMENT OF HISS HIGHNESS THE MAHARAJA OF MYSORE

PROCEEDINGS OF THE GENERAL AND REVENUE SECRETARIAT.

September 1914

Judicial and Legislative

Legislation

"A" Collection Serial Nos. 1-2

The Mysore Foreigners (Emergency) Regulation X of 1914

Table of contents.

Serial No.	Number and date of letter and contents	Page in A Proceedings
	Letter No. 6408 dated 7-9-1914 from the First Assistant to the Hon'ble the Resident in Mysore. Informs that the Resident thinks that it would be advantageous for the Durbar to legislate on ~~this~~ lines similar to the Foreigners Ordinance, III of 1914.	
	Camp No. 21 dated 22-9-1914 to the Compiler, Mysore Gazette. Ordered that the Regulation (The Mysore Foreigners (Emergency) Regulation of 1914) which received the assent of His Highness the Maharaja of Mysore on the 21st day of September 1914, be published for general information.	

TVR

G.R.S. 11] 1914-15

GENERAL AND REVENUE SECRETARIAT.

(Legis)

NOTES.

File No. 24-14

FILE HEADING. Mysore (Emergency) The Foreigners' Regulation, 1914

From First Assistant to the Hon'ble the Chief Secretary to the Govt. of Mysore

Letter No. 6408 Dated 7/9/14 Received 8/9/14

Diary No.	Enclos	Spare Copies.	Serial No.
8.5-1			

BRIEF ABSTRACT OF LETTER.

Informs that the Resident thinks it would be advantageous for the Durbar to legislate on lines similar to the Foreigners Ordinance, III of 1914.

NOTES AND ORDERS.

1. Subd. with a draft Regn drawn up in the same manner as the Mysore Naval and Military (Emergency) News Regn, VII of 1914, was done

S.V.S

(48)

8/9/14

Flag A.

NOTES—First Sheet.

3

GPB—55,000—15-6-12

(2

G. R. S. 12]

General and Revenue Secretariat.	Legis File No. 24 of 1914
Serial No.	

G. Srinivasa Iyer.
8/9

(Sd)

2 Brought up at the meeting of the Council on the 2nd September 1914.

4

NOTE—Contn. sheet.

GPB—10,000—13-6-14

GPB—1,000—19-7-13

(3

Extract from the Proceedings of the 333rd Meeting of the Council of His Highness the Maharaja, held at Bangalore on the 9th September 1914.

1. SUBJECT. - (Clause ii of the Schedule).

Draft Foreigners Regulation.

OPINION OF THE COUNCIL.

3. The annexed draft Foreigners Regulation No. of 1914, may be approved.

Sd. M.MISVESVARAYA,
Dewan of Mysore.

"Extract"

D. M. Narasinga Rao

Offg.Secretary to Government.

5

(4

G. R. S. 12]

General and Revenue Secretariat.	Legislative File No. 24 of 191 4
Serial No.	4. Submitted to the Dewan with a draft Submission Note. D. M. Narayanaswamy Rao 9/9

Dewan

NOTE—Contn. sheet.

6

GPB—10,000—13-6-14

Submitted to His Highness.

Draft for approval

5 I submit herewith a draft Bill for enforcing in Mysore the provisions of the Foreigners Ordinance No. III of 1914 made and promulgated by the Government of India under Section 23 of the Indian Councils Act, 1861. The measure has been undertaken at the instance of the Residency.

Flag A

Paper under disposal

6. 2. The Bill was considered in Council on the 9th September 1914. The Council are of opinion that the draft Regulation may be approved.

Page 3 of office note

7. 3. As the measure is of an emergent nature, it is proposed to enact it under Section 15 of the Mysore Legislative Council Regulation and to publish it in an extraordinary Gazette. It may be graciously approved.

M. Visvesvaraya
9th Sept 1914

7

J851

R. S. 12 J

General and Revenue Secretariat | Legis File No. 24 of 1914-15

Serial No.	
2	No. C. 12/1 dated 22nd Sept: 1914 to the Compiler Mysore Gazette. Ordered that the accompanying Regulation (The Mysore Foreigners (Emergency) Regn. No X of 1914) which received the assent of His Highness the Maharaja on the 21st day of September 1914, be published for general information.

Published in the Mysore Gazette on 23/9/14

Submd:

Spare copies of the Regn. have to be sent to the Residency as usual. A draft forwarding the usual no. of copies to the Residency is put up

A 24/10

(48) 12/10/14 3

Issue 13/10

3	No J 329 dated 16/10/14 to the P. A. Resident. Forwards as usual 11 copies of the Regn.

9

NOTE—Contn. sheet.

GIP—65,000—17-C-12.

Draft Copy

9 9

No C.2 18/22-9-14

Legis 24-14-2

General and Revenue Secretariat

Dated Camp Mysore 22nd Sept: 1914

~~Notification~~ To the Compiler Mysore Gazette

Ordered that the accompanying Regulation (The ~~Mysore~~ Foreigners (Emergency) Regulation No X of 1914) which received the assent of His Highness the Maharaja on the 21st day of September 1914 be published for general information

~~By order~~

(Sd) D. M. Narasinga Rao

Offg. Secretary to Govt. General and Revenue departments

To the Compiler, Mysore Gazette

for publication in a Gazette extraordinary on the 23rd Sept. and for supplying 50 copies to the Secretariat

24/9/14

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THE MYSORE FOREIGNERS (EMERGENCY) REGULATION, No. X OF 1914.

(Received the assent of His Highness the Maharaja on the 21st day of September 1914).

Whereas it is expedient to enforce in Mysore the provisions of the Foreigners Ordinance No.III of 1914, made and promulgated by the Government of India under section 23 of the Indian Councils Act, 1861, His Highness the Maharaja is pleased to enact, under section 15 of the Mysore Legislative Council Regulation, 1907, as follows:-

1. The Foreigners Ordinance, ~~of~~ 1914, shall mutatis mutandis, be enforced in Mysore as long as, and to the same extent as, the Ordinance is in force in British India.

2. It shall apply to all subjects of the State, whether resident in or out of Mysore, and to all persons resident within the State.

M. Visvesvaraya.
DEWAN OF MYSORE.

Dwr 22/9

(Here print the accompanying Foreigners Ordinance, No.III of 1914).

12

The
Bombay Government Gazette
EXTRAORDINARY.
Published by Authority

SUNDAY, 23RD AUGUST 1914.

Separate paging is given to this Part in order that it may be filed as a separate compilation.

PART I.

Notification

POLITICAL DEPARTMENT.

Bombay Castle, 23rd August 1914.

No. 540-*W.*—The following notification by the Government of India, Legislative Department is republished :—

" Simla, the 20th August 1914.

An Ordinance to provide for the exercise of more effective control over foreigners in British India.

ORDINANCE No. III OF 1914.

WHEREAS an emergency has arisen which makes it necessary to provide for the exercise of more effective control over foreigners in British India;

Now, therefore, in exercise of the powers conferred by section 23 of the Indian Councils Act, 1861, the Governor General is pleased to make and promulgate the following Ordinance: 24 & 25 Vict., c. 67.

Short title and extent.

1. (*1*) This Ordinance may be called 'The Foreigners Ordinance, 1914'

(*2*) It extends to the whole of British India including British Baluchistan, the Sonthal Parganas, the district of Angul, the Shan States and the Pargana of Spiti.

Definitions.

2. In this Ordinance—

(*a*) 'foreigner' has the same meaning as in the Foreigners Act, 1864. III of 1864.

(*b*) 'prescribed' means prescribed by rules made under this Ordinance.

Power to prohibit or regulate entry, departure and residence of foreigners.

3. (*1*) The Governor General in Council may by order—

(*a*) prohibit, or regulate and restrict in such manner as he thinks fit, the entry of foreigners into British India and their departure from British India; and

(*b*) regulate or restrict in such manner as he thinks fit the liberty of foreigners residing or being in British India.

(2) In particular and without prejudice to the generality of the foregoing power orders under sub-section (1) may provide—

(a) that no foreigner shall enter into or depart from British India, save within such period and by such route, or by such port or place as may be specified in such order;

(b) that foreigners shall be prohibited from entering or remaining in any specified area in British India or shall only be permitted to enter or remain in British India or any specified area therein subject to such conditions and restrictions as the Governor General in Council may impose; and

(c) that foreigners residing or being in British India shall remove themselves to and remain in any specified area, or if such an order is necessary for the public safety, or in the interests of the State, that such foreigners shall be arrested and interned or confined in such manner as the Governor General in Council may think fit.

Penalties.

4. Any foreigner who contravenes or attempts to contravene the provisions of any order made under section 3, shall be punished with imprisonment of either description for a term which may extend to three years or with fine or with both.

Householder to report residence of any foreigner in his house to prescribed authority in specified areas.

5. (1) The Governor General in Council or any Local Government may, by notification in the *Gazette of India* or the local official Gazette, as the case may be, direct that within any area specified in such notification, every householder in whose house a foreigner is residing either temporarily or permanently shall forthwith report to the prescribed authority in the prescribed manner, the name of such foreigner, and such other particulars respecting him and the period of his residence in such house as may be prescribed.

(2) Any householder who fails to comply with the provisions of any notification issued under sub-section (1) shall be punished with imprisonment of either description for a term which may extend to six months or with fine which may extend to five hundred rupees or with both.

Orders under Ordinance may be general or special.

6. Where under the provisions of this Ordinance the Governor General in Council or any Local Government is authorised to make any order or issue any notification in respect of foreigners, such order may be made or such notification issued in respect of foreigners generally or in respect of any class or description of foreigners or in respect of any individual foreigner, and different orders or notifications may be made or issued in respect of different classes of foreigners.

Power to make rules.

7. (1) The Governor General in Council may make rules for the purpose of carrying into effect the provisions of this Ordinance:

In particular and without prejudice to the generality of the foregoing power such rules may provide for—

(a) the authority to whom, and the manner in which, reports under section 5 shall be made and the particulars to be stated therein; and

(b) the manner in which orders under this Ordinance shall be enforced.

(2) All rules made under this section shall have effect as if enacted in this Ordinance.

Power to rescind or modify rules or orders.

8. The Governor General in Council or the Local Government may at any time rescind or modify any order, rule or notification made or issued under this Ordinance, and the Governor General in Council may delegate, subject to such conditions and restrictions as he thinks fit, all or any of his powers under this Ordinance to any civil or military authority in British India either by name or in virtue of his office.

III of 1864.

Saving of powers under existing law.

9. Nothing in this Ordinance shall be deemed to affect or derogate from any power which may be exercised under the Foreigners Act, 1864, or under any other law for the time being in force in respect of foreigners generally or in respect of foreigners who are subjects of a State which is at war with His Majesty.

Power of exemption.

10. The Governor General in Council may exempt, either absolutely or conditionally, any foreigner or any class or description of foreigners from all or any of the provisions of this Ordinance.

Bar of jurisdiction of Courts.

11. No order made under section 3 of this Ordinance shall be called in question in any Court.

HARDINGE OF PENSHURST,
Viceroy and Governor General.

(Signed) W. H. VINCENT,
Secretary to the Government of India."

By order of His Excellency the Right Honourable the Governor in Council,

L. ROBERTSON,
Secretary to Government.

BOMBAY: PRINTED AT THE GOVERNMENT CENTRAL PRESS.

13

The Mysore Gazette

EXTRAORDINARY.

PUBLISHED BY AUTHORITY.

BANGALORE, WEDNESDAY, SEPTEMBER 23, 1914.

The Mysore Foreigners (Emergency) Regulation, No. X of 1914.

(Received the assent of His Highness the Maharaja on the 21st day of September 1914.)

Whereas it is expedient to enforce in Mysore the provisions of the Foreigners Ordinance No. III of 1914, made and promulgated by the Government of India under section 23 of the Indian Councils Act, 1861, His Highness the Maharaja is pleased to enact, under section 15 of the Mysore Legislative Council Regulation, 1907, as follows:—

1. The Foreigners Ordinance, 1914, shall *mutatis mutandis*, be enforced in Mysore as long as, and to the same extent as, the Ordinance is in force in British India.

2. It shall apply to all subjects of the State, whether resident in or out of Mysore, and to all persons resident within the State.

M. VISVESVARAYA,
Dewan of Mysore.

AN ORDINANCE TO PROVIDE FOR THE EXERCISE OF MORE EFFECTIVE CONTROL OVER FOREIGNERS IN BRITISH INDIA.

ORDINANCE NO. III OF 1914.

WHEREAS an emergency has arisen which makes it necessary to provide for the exercise of more effective control over foreigners in British India;

Now, therefore, in exercise of the powers conferred by section 23 of the Indian Councils Act, 1861, the Governor-General is pleased to make and promulgate the following Ordinance.

Short title and extent.

1. (1) This Ordinance may be called "The Foreigners Ordinance, 1914."

(2) It extends to the whole of British India including British Baluchistan, the Sonthal Parganas, the district of Angul, the Shan States and the Pargana of Spiti.

14 2 1 16 0

14

Definitions.

2. In this Ordinance—

(*a*) "foreigner" has the same meaning as in the Foreigners Act, 1864.

(*b*) "prescribed" means prescribed by rules made under this Ordinance.

Power to prohibit or regulate entry, departure and residence of foreigners.

3. (*1*) The Governor-General in Council may by order—

(*a*) prohibit, or regulate and restrict in such manner as he thinks fit, the entry of foreigners into British India and their departure from British India; and

(*b*) regulate or restrict in such manner as he thinks fit the liberty of foreigners residing or being in British India.

(*2*) In particular and without prejudice to the generality of the foregoing power orders under sub-section (*1*) may provide—

(*a*) that no foreigner shall enter into or depart from British India, save within such period and by such route, or by such port or place as may be specified in such order;

(*b*) that foreigners shall be prohibited from entering or remaining in any specified area in British India or shall only be permitted to enter or remain in British India or any specified area therein subject to such conditions and restrictions as the Governor-General in Council may impose; and

(*c*) that foreigners residing or being in British India shall remove themselves to and remain in any specified area, or if such an order is necessary for the public safety, or in the interests of the State, that such foreigners shall be arrested and interned or confined in such manner as the Governor-General in Council may think fit.

Penalties.

4. Any foreigner who contravenes or attemps to contravene the provisions of any order made under section 3, shall be punished with imprisonment of either description for a term which may extend to three years or with fine or with both.

Householder to report residence of any foreigner in his house to prescribed authority in specified areas.

5. (*1*) The Governor-General in Council or any Local Government may, by notification in the *Gazette of India* or the local official Gazette, as the case may be, direct that within any area specified in such notification, every householder in whose house a foreigner is residing either temporarily or permanently shall forthwith report to the prescribed authority in the prescribed manner, the name of such foreigner, and such other particulars respecting him and the period of his residence in such house as may be prescribed.

(*2*) Any householder who fails to comply with the provisions of any notification issued under sub-section (*1*) shall be punished with imprisonment of either description for a term which may extend to six months or with fine which may extend to five hundred rupees or with both.

Orders under Ordinance may be general or special.

Where under the provisions of this Ordinance, the Governor-General in Council or any Local Government is authorised to make any order or issue any notification in respect of foreigners, such order may be made or such notification issued in respect of foreigners generally or in respect of any class or description of foreigners, or in respect of any individual foreigner, and different orders or notifications may be made or issued in respect of different classes of foreigners.

Power to make rules.

7. (*1*) The Governor-General in Council may make rules for the purpose of carrying into effect the provisions of this Ordinance.

In particular and without prejudice to the generality of the foregoing power such rules may provide for—

(*a*) the authority to whom, and the manner in which, reports under section 5 shall be made and the particulars to be stated therein: and

(*b*) the manner in which orders under this Ordinance shall be enforced.

(*2*) All rules made under this section shall have effect as if enacted in this Ordinance.

Power to rescind or modify rules or orders.

8. The Governor-General in Council or the Local Government may at any time rescind or modify any order, rule or notification made or issued under this Ordinance, and the Governor-General in Council may delegate, subject to such conditions and restrictions as he thinks fit, all or any of his powers under this Ordinance to any civil or military authority in British India, either by name or in virtue of his office.

14a

9. Nothing in this Ordinance shall be deemed to affect or derogate from any power which may be exercised under the Foreigners Act, 1864, or under any other law for the time being in force in respect of foreigners generally or in respect of foreigners who are subjects of a State which is at war with His Majesty.

Saving of powers under existing law.

10. The Governor-General in Council may exempt, either absolutely or conditionally, any foreigner or any class or description of foreigners from all or any of the provisions of this Ordinance.

Power of exemption.

11. No order made under section 3 of this Ordinance shall be called in question in any Court.

Bar of jurisdiction of Courts.

(Signed) HARDINGE OF PENSHURST,
Viceroy and Governor-General.

G. R. S. 26] 13/10

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Diary No. of letter replied to

Legs

File No. 24-14
Serial No. 3

Pol No. 329/ann.

General and Revenue Secretariat

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To

The F. A. Resident in
Mysore Bangalore

Date of issue 16/10. 1914

Signed by Rao Bdr. D. V. Narasinga Rao

Sir,

I am directed to forward herewith eleven copies of the Regn X of 1914 (The ~~Mysore~~ Foreigners (Emergency) Regulation) and to request you to be so good as to forward two copies to His Highness the Nizams Govt.

I have &c

13/10
Secretary to Govt.

SUBJECT.

13/10

13/10/10

List of enclosures,

Copied by

Examined by

GPB—25,000—4-3-13